

**UNITED STATES DISTRICT COURT**  
for the  
**Eastern District of Virginia**

BACARDI & COMPANY LIMITED and BACARDI U.S.A. INC.,	)
	)
	)
	)
<i>Plaintiff(s)</i>	)
v.	)
UNITED STATES PATENT AND TRADEMARK OFFICE and DREW HIRSHFELD, in his official capacity as the acting Director of the United States Patent and Trademark Office,	)
	)
	)
<i>Defendant(s)</i>	)

Civil Action No. 1:21-cv-1441

**SUMMONS IN A CIVIL ACTION**

To: (*Defendant's name and address*)

Drew Hirshfeld  
Office of the General Counsel  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Cameron R. Argetsinger  
KELLEY DRYE & WARREN LLP  
Washington Harbour  
3050 K Street NW, Suite 400  
Washington, DC 20007  
(202) 342-8649

Michael C. Lynch (*pro hac* application forthcoming)  
Damon Suden (*pro hac* application forthcoming)  
KELLEY DRYE & WARREN LLP  
3 World Trade Center  
175 Greenwich Street  
New York, New York 10007  
(212) 808-7800

David Zions (*pro hac* application forthcoming)  
COVINGTON & BURLING LLP  
One CityCenter  
850 Tenth Street, NW  
Washington, DC 20001  
(202) 662-5987

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*CLERK OF COURT*

 *Katie Galluzzo*

Date: 12/28/2021

*Signature of Clerk or Deputy Clerk*

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:21-cv-1441

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_

was received by me on *(date)* \_\_\_\_\_.

I personally served the summons on the individual at *(place)* \_\_\_\_\_

on *(date)* \_\_\_\_\_; or

I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_

, a person of suitable age and discretion who resides there,

on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* \_\_\_\_\_

designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_

on *(date)* \_\_\_\_\_; or

I returned the summons unexecuted because \_\_\_\_\_; or

Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT**  
for the  
**Eastern District of Virginia**

BACARDI & COMPANY LIMITED and BACARDI U.S.A. INC.,	)	
	)	
	)	
	)	
<i>Plaintiff(s)</i>	)	
v.	)	Civil Action No. 1:21-cv-1441
UNITED STATES PATENT AND TRADEMARK OFFICE and DREW HIRSHFELD, in his official capacity as the acting Director of the United States Patent and Trademark Office,	)	
	)	
<i>Defendant(s)</i>	)	

**SUMMONS IN A CIVIL ACTION**

To: (*Defendant's name and address*)

Office of the General Counsel  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

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*CLERK OF COURT*

Date: 12/28/2021



*Katie Galluzzo*  
Signature of Clerk or Deputy Clerk

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**UNITED STATES DISTRICT COURT**  
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	)
<i>Defendant(s)</i>	)

Civil Action No. 1:21-cv-1441

**SUMMONS IN A CIVIL ACTION**

To: (*Defendant's name and address*)

Office of the United States Attorney for  
the Eastern District of Virginia  
2100 Jamieson Avenue  
Alexandria, VA 22314

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

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**CLERK OF COURT**



Date: 12/28/2021

*Signature of Clerk or Deputy Clerk*

*Katie Galluzzo*

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<i>Defendant(s)</i>	)

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**SUMMONS IN A CIVIL ACTION**

To: (*Defendant's name and address*) Attorney General of the United States  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

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